

February 16, 1999

Magalie Roman Salas, Esquire
Secretary
Federal Communications Commission
Room 222
445 12th Street, S.W.
Washington, DC 20554

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Congress, Arizona.

Sincerely,



Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, Wyoming 82009

307-778-9318

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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

FEB 22 1999

In the matter of:)

Amendment of Section 73.202 (b))

Table of Allotments)

FM Broadcast Stations)

(Congress, Arizona))

RM-_____

PETITION FOR RULE MAKING

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 242A (96.3 Mhz) to Congress, Arizona as its first local FM allotment.

INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 242A (96.3 Mhz) to Congress and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 242A to Congress will have.

DISCUSSION

2. Congress is located in Central Arizona. It is also located within Avapai County, a county of some 107,714 persons. Beulah has a population of 750 persons in accordance with the 1999 Rand McNally Road Atlas, which is based on 1990 census data.

3. The allotment of channel 242A to Congress will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Congress is located at Wickenburg, Arizona. Wickenburg is located 9 kilometers from Congress. Congress, while not incorporated, has many retail businesses as it is located on the congested highway 89 which leads to Prescott, Arizona. Congress has also seen growth and is estimated to have a population of over 800 persons. It has a church, school and civic organizations.

4. Congress would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 9 Kilometers of Congress. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Congress area of emergency conditions caused by severe weather or other health hazards. It is obvious from the above spacing, that Congress is presently without local FM service.

5. Channel 242A can be allotted to Congress and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Congress, Arizona	-----	242A

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 242A and the pertinent adjacent channels to 242A have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 34 - 09' - 24", W. 112 - 50' - 30") are that of a site located within the community of Congress. No site restriction will be required to allot channel 242A to Congress. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Congress. These sites would also provide full minimum spacing requirements to other allotments.

CONCLUSION

7. It has been shown that Congress would benefit from the allotment of channel 242A. It has also been shown that channel 242A can be allotted to Congress and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 242A for Congress, Arizona , 73.202.

8. Should channel 242A be allotted to Congress, I certify that I will file an application for a Construction Permit to operate an FM station for Congress, Arizona.

CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: February 18, 1999

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Victor A. Michael Jr.", written over the printed name.

Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, WY 82009

307-778-9318

MAPFM search of channel 242A6 (96.3 MHz), at N. 34 9 24, W. 112 50 30.

Searching Channel 242A6 (96.3 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
ALC	Cottonwood	AZ	240	C1	U	88.9	75.0	48.6°	13.9
KZGL	Cottonwood	AZ	240	C1	L	88.9	75.0	48.6°	13.9
ALC	Salome	AZ	241	A	V	82.4	72.0	239.7°	10.4
K242AC	Bagdad	AZ	242	D	L	55.5	0.0	325.6°	55.5
ALC	Las Vegas	NV	242	C	U	284.8	226.0	316.1°	58.8
KKLZ	Las Vegas	NV	242	C	L	284.8	226.0	316.1°	58.8
KKLZ	Las Vegas	NV	242	C	C	282.9	226.0	314.6°	56.9
KBBCFM	Lake Havasu City	AZ	244	C2	C	131.9	55.0	289.4°	76.9
KWMX	Williams	AZ	244	C2	L	126.1	55.0	31.0°	71.1
ALC	Phoenix	AZ	245	C	U	116.5	95.0	141.6°	21.5
KMXP	Phoenix	AZ	245	C	L	116.5	95.0	141.6°	21.5
ALC	Buckeye	AZ	295	A	U	81.5	10.0	164.0°	71.5
KMJK	Buckeye	AZ	295	A	L	81.5	10.0	164.0°	71.5

FIGURE 1
MOUNTAIN WEST BROADCASTING
CONGRESS, ARIZONA